IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

Writ Petition No. 685 of 1994

Piraji Appa Patil and others .. Petitioners.
V/s.
State of Maharashtra and others .. Respondents.

Mr. A.N. Jakhadi for the Petitioners.
Ms. S.M. Dandekar, AGP. for the Respondent Nos. 1 to 3.
Mr. V.E. Parera for the Respondent No. 4.

CORAM : S. RADHAKRISHNAN &
S.J. VAZIFDAR, JJ.
DATED : 20.09.2004.

P.C.:-

1. Heard the learned counsel for the Petitioners, the learned Assistant Government Pleader for the Respondent Nos. 1 to 3 and the learned counsel appearing for the Respondent No. 4. There are serious disputes as to whether the area wherein the Petitioners are residing should be declared as a slum or not. Without going into the merits and demerits of the rival claims, we direct the Respondent No. 3 Collector (E & C) and Controller of Slums, Bombay Suburban District, Bombay to decide the issue whether the said area should be declared as a slum or not under the Maharashtra Slum Area (Improvement, Clearance and Redevelopment) Act, 1971 after affording a fair opportunity of hearing to the representatives on behalf of the Om Siddhi Vinayak Sahkari Estate, being the Petitioner Society, as well as the Respondent Nos. 4 and 5. This exercise shall be completed by the Respondent No. 3 as expeditiously as possible, preferably within a period of twelve weeks from today. The Petition stands disposed of in the above terms.

(S. RADHAKRISHNAN, J.)

(S.J. VAZIFDAR, J.)